



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

August 29, 1990

Mr. Kevin B. Laughlin
Assistant City Attorney
City of Midland
P.O. Box 1152
Midland, Texas 79702-1152

OR90-415

Dear Mr. Laughlin:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 10421.

The Midland Police Department received an open records request for its records of a closed burglary investigation. You state that the city has released most of the requested information to the requestor, but you seek to withhold portions of the requested documents pursuant to sections 3(a)(1) and 3(a)(8) of the Open Records Act. This office appreciates your efforts to clearly mark the specific information you consider to be protected.

We have reviewed the documents at issue. Previous determinations of this office, Open Records Decision Nos. 455 (1987), 372 (1983), and 127 (1976), resolve your request. Criminal history information contained in TCIC and NCIC reports may not be released to the public. This office also agrees that the remaining information that you have marked as being protected by constitutional and common-law privacy may be withheld pursuant to section 3(a)(1).

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR90-415.

Yours very truly,

A handwritten signature in cursive script that reads "Jim Moellinger".

Jim Moellinger
Assistant Attorney General
Opinion Committee

JM/RWP/le

Ref.: ID# 10421

cc: Curtis Cooper
518339 Hughes Unit
P.O. Box 4400
Gatesville, Texas 76528